

**SUPREME COURT MINUTES
FRIDAY, MARCH 17, 2006
SAN FRANCISCO, CALIFORNIA**

S050102**PEOPLE v. HENSLEY (PAUL L.)**

Extension of time granted to May 19, 2006, to file appellant's opening brief. After that date, only two further extensions totaling about 90 additional days will be granted. Extension is granted based upon counsel Richard L. Rubin's representation that he anticipates filing that brief by August 2006.

S058734**PEOPLE v. HOLMES, MCCLAIN &
NEWBORN**

Extension of time granted to May 19, 2006, to file appellant McClain's opening brief. After that date, only two further extensions totaling about 130 additional days are contemplated. Extension is granted based upon counsel Debra S. Sabah Press's representation that she anticipates filing that brief by September 25, 2006.

S132772**GRISHAM v. PHILIP MORRIS**

Extension of time granted on joint application of respondents and good cause appearing, it is ordered that the time to serve and file a combined response to amicus curiae briefs is extended to April 21, 2006.

S137770 E034568 Fourth Appellate District, Div. 2 **GREEN v. STATE OF CALIFORNIA**

Extension of time granted appellant's time to serve and file the answer brief on the merits is extended to April 22, 2006.

S141504 D045890 Fourth Appellate District, Div. 1 **PIZARRO v. LAMBS PLAYERS THEATRE**

Extension of time granted to March 27, 2006 to file answer to petition for review.

S141753 G033663 Fourth Appellate District, Div. 3 **JONES v. CITIGROUP**

Extension of time granted on application of appellants Citigroup, Inc., Citibank Federal Savings Bank, Citibank (South Dakota), N.A. and Citibank USA, N.A., and good cause appearing, it is ordered that the time to serve and file the answer to the petition for review is extended to March 27, 2006.

S139601 G034984 Fourth Appellate District, Div. 3 **S. (JOSE), IN RE**

Counsel appointment order filed upon request of appellant for appointment of counsel, Gregory R. Marshall is hereby appointed to represent appellant on the appeal now pending in this court.

S064306**PEOPLE v. FAMALARO (JOHN J.)**

Order filed appellant's "Application to File Opening Brief Exceeding 95,200 Words" is granted.

S140911 H027693 Sixth Appellate District**VARGAS v. CITY OF SALINAS**

Order filed the order filed on February 22, 2006, extending the time to March 6, 2006, to serve and file the answer to the petition for review is amended as to the title reflected above.

S140112**BRAR ON DISCIPLINE**

Recommended discipline imposed. It is ordered that **HARPREET SINGH BRAR, State Bar Number 206460**, be suspended from the practice of law in the State of California for one year, that execution of the one-year suspension be stayed, and that he be placed on probation for two years on the conditions of probation, including 30 days' actual suspension, recommended by the Hearing Department of the State Bar Court in its decision filed on April 27, 2005. Brar is ordered to take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and to provide satisfactory proof of his passage of that examination to the State Bar's Office of Probation in Los Angeles within that same year. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

S140113**GERDES ON DISCIPLINE**

Recommended discipline imposed. It is ordered that **ROGER A. GERDES, State Bar No. 158701**, be suspended from the practice of law for three years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for six months and until he makes restitution to Joel I. Granath (or the Client Security Fund, if appropriate) in the amount of \$3000 plus 10% interest per annum from March 13, 2003, and furnishes satisfactory proof thereof to the Office of Probation of the State Bar, as recommended by the Hearing Department of the State Bar Court in its decision filed on October 13, 2005; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S140114**LEVITT ON DISCIPLINE**

Recommended discipline imposed. It is ordered that **DONALD ROBERT LEVITT, State Bar No. 101040**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including nine months actual suspension, recommended by the Hearing Department of the State Bar Court in its decision filed on April 5, 2005. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15

Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7. *(See Bus. and Prof. Code, § 6126, subd. (c).)